



PATENT
Customer No. 22,852
Attorney Docket No. 06530.0286

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jonathan STINSON

Application No.: 09/972,054

Filed: October 9, 2001

For: A MEDICAL STENT WITH A
VALVE AND RELATED METHODS
OF MANUFACTURING

)
)
) Group Art Unit: 3738

)
) Examiner: B.E. Snow
)
)
)
)
)
)

Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In a restriction requirement dated February 20, 2003, the Examiner required
restriction under 35 U.S.C. § 121 between:

Group I - claims 1-30, drawn to a method of manufacturing a stent; and
Group II - claims 31-53, drawn to a stent.

In addition, the Examiner required restriction to one of the following allegedly
distinct species:

Species 1 - Figure 1A;
Species 2 - Figure 1B;
Species 3 - Figure 3A;
Species 4 - Figure 3B;
Species 5 - Figure 3C;
Species 6 - Figure 3D;
Species 7 - Figure 5; and
Species 8 - Figure 6.

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

#5
Collection
S. Byrce
12/25/03
RECEIVED
MAR 19 2003
TECHNOLOGY CENTER R3700

Although Applicant does not necessarily agree with the Examiner's apparent characterizations concerning various exemplary embodiments, Applicant provisionally elects to prosecute Group II (i.e., claims 31-53) for the first restriction requirement and Species 1 and 3 (i.e., Figures 1A and 3A) for the second restriction requirement. With respect to the second restriction requirement, Applicant respectfully notes that alleged Species 1 of Fig. 1A and alleged Species 3 of Fig. 3A are drawn to the same embodiment. Applicant respectfully submits that at least claims 31-39 are readable on elected Group II and Species 1 and 3.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 18, 2003

By: Troy E. Farabow Reg. No. 43,440
Leslie I. Bookoff
Reg. No. 38,084

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com